

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

MARCUS THORNTON, *et al.*,

Plaintiffs,

v.

ANTONY J. BLINKEN, in his official
capacity as Secretary of the U.S. Department
of State and in his individual capacity, *et al.*,

Defendants.

Civil Action No. 1:23-cv-0266-PTG-IDD

**OFFICIAL-CAPACITY DEFENDANTS' MOTION TO DISMISS
PLAINTIFFS' SECOND AMENDED CLASS COMPLAINT**

Pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6), the official-capacity Defendants respectfully move to dismiss this civil action. The basis for this motion is set forth in the accompanying memorandum of points and authorities.

Dated: September 20, 2023

Respectfully submitted,

JESSICA D. ABER
United States Attorney

BRIAN M. BOYNTON
Principal Deputy Assistant Attorney General

CHRISTOPHER R. HALL
CARLOTTA P. WELLS
Assistant Branch Directors

ANDREW J. RISING (D.C. Bar #1780432)
Trial Attorney, U.S. Department of Justice
Civil Division, Federal Programs Branch
1100 L Street NW, Rm. 11406
Washington, D.C. 20530
(202) 514-0265
Andrew.J.Rising@usdoj.gov

/s/
Lauren A. Wetzler (VSB #93902)

Chief, Civil Division
United States Attorney's Office
2100 Jamieson Avenue
Alexandria, Virginia 22314
Telephone: (703) 299-3752
Fax: (703) 299-3983
Email: lauren.wetzler@usdoj.gov

Counsel for Official-Capacity Defendants